

ESTTA Tracking number: **ESTTA358660**

Filing date: **07/19/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92051101
Party	Plaintiff Pennington Seed, Inc.
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Submission	Withdrawal of Cancellation
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Signature	/sarah anne keefe/
Date	07/19/2010
Attachments	WITHDRAWAL OF CANCELLATION 92051101.pdf ( 2 pages )(1552284 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Trademark Registration No. 3632062  
For the Mark: WATER SMART  
Date Registered: June 2, 2009

Pennington Seed, Inc., and  
Pennington Seed, Inc. of Nebraska

Petitioner,

V.

**OMS Investments, Inc.,**

Registrant.

**Cancellation No. 92051101**

**WITHDRAWAL OF CANCELLATION WITH PREJUDICE**

Pursuant to 37 C.F.R. § 2.114(c), Petitioner withdraws its Petition for Cancellation in the above-captioned proceeding with prejudice.

WOMBLE CARLYLE SANDRIDGE & RICE  
A Professional Limited Liability Company

Date: July 19, 2010

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CERTIFICATE OF MAILING

I do hereby certify that on July 19, 2010, I filed via electronic means (ESTTA) this

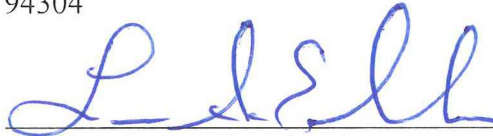
WITHDRAWAL OF CANCELLATION WITH PREJUDICE with the:

U. S. Patent and Trademark Office  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

with a copy via First Class Mail, postage prepaid, to:

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